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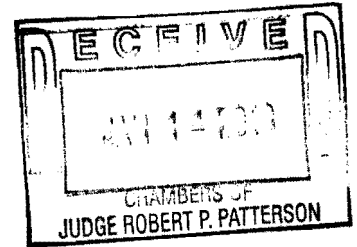
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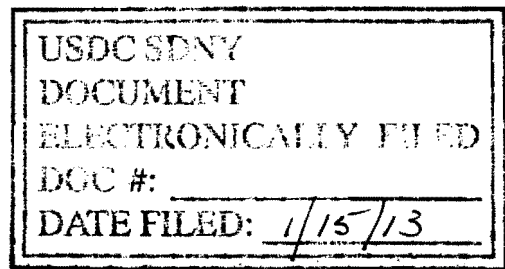
MEMO ENDORSED



January 3, 2013

BY FACSIMILE (212) 805-7917

Hon. Robert P. Patterson Jr.
Daniel Patrick Moynihan USC
Southern District of NY
500 Pearl Street
New York, NY 10007-1312



**Re: United States v. Vadim Chervin
Docket No.: 10 Cr. 918 (RPP)**

Dear Judge Patterson:

As a result of our last filings the government asked me to consent to an adjournment so that they could investigate the claims that are being made. As it is their right, I consented and the matter was adjourned by you to February 14, 2013.

The government also requested that I take a subpoena for Larisa Chervin (Mr. Chervin's mother). After checking to see if I had permission, I accepted the subpoena. A copy is attached.

Mrs. Chervin has indicated that she is uncomfortable and wishes to have a lawyer. I have sent her a CJA 23 so that you may make a determination as to her eligibility. It has been notarized and is attached. If you do so determine, then I ask that you appoint counsel for her. I will advise counsel to get in touch with Jason Hernandez, AUSA.

There may be other issues attendant to this investigation but I will take them up directly with the government. I am hopeful we can work them out.

Respectfully yours,

Frederick H. Cohn

encl.

cc: Jason Hernandez/Sara Lai, AUSAs (by email)

*See attached typewritten
Memo Endorsement*

*application denied
I don't think Jason Chervin qualifies
for CJA 23 Counsel for this very
limited purpose.
so a denial.
1/15/13 RPP*

Court Subpoena

United States District Court
SOUTHERN DISTRICT OF NEW YORK

TO: **Larisa Chervin**

GREETINGS:

WE COMMAND YOU that all and singular business and excuses being laid aside, you appear and attend before the United States District Court for the Southern District of New York, 500 Pearl Street, in the Borough of Manhattan, City of New York, New York, in the Southern District of New York, at the following date, time and place:

Appearance Date: January 14, 2013 Appearance Time: 11:30 am
Appearance Place: U.S. Courthouse, 500 Pearl Street, New York, New York
to testify and give evidence in the following matter:

United States v. Vadim Chervin and William Gibbs. S7 10 Cr. 918 (RPP)

and not to depart the Court without leave thereof, or of the United States Attorney, and that you bring with you and produce at the above time and place the following:

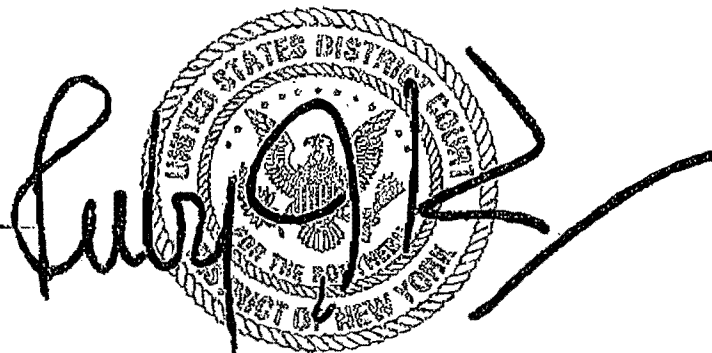
PERSONAL APPEARANCE IS REQUIRED

Failure to attend and produce any items hereby demanded will constitute contempt of court and will subject you to civil sanctions and criminal penalties, in addition to other penalties of the Law.

DATED: New York, New York
January 10, 2013

Preet Bharara
PREET BHARARA *by*
split
United States Attorney for the
Southern District of New York

Jason Hernandez
Jason Hernandez
Assistant United States Attorney
One St. Andrew's Plaza
New York, New York 10007
Telephone: (212) 637-1024



FINANCIAL AFFIDAVIT

IN THE UNITED STATES ☒ DISTRICT COURT ☐ COURT OF APPEALS ☐ OTHER ☐

IN THE CASE OF U.S. v. Cherwin FOR AT

LOCATION NUMBER 10-918

PERSON REPRESENTED (When you fill name)

Larisa Cherwin

CHARGE/OFFENSE (Describe if applicable & check box)

☐ Felony ☐ Misdemeanor

☒ Defendant - Adult
☐ Defendant - Juvenile
☐ Applicant
☐ Probation Violator
☐ Supervised Release Violator
☐ Habitual Felon
☐ 2255 Petitioner
☐ Material Witness
☐ Other (Specify)

DOCKET NUMBERS
 Magistrate Judge
 District Court
 Court of Appeal

EMPLOYMENT AND INCOME

Are you now employed? ☒ Yes ☐ No ☐ Self-Employed

Name and address of employer: AKIVA ORESHEW PC - 4321 34th LIE NY 11101

IF YES, how much do you earn per month? \$4,400 IF NO, give month and year of last employment? plus - 9333 Social Security

EMPLOYMENT

If married, is your spouse employed? ☒ Yes ☐ No plus - 9333 Social Security

AS SEPARATE PERSON AMOUNT FOR EACH MONTH

IF YES, how much does your spouse earn per month? \$4,147.81 IF NO, give month and year of last employment? plus - 9333 Social Security

INCOME & ASSETS

OTHER INCOME

Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? ☐ Yes ☒ No

RECEIVED SOURCES

IF YES, give the amount received and identify the sources

CASH

Do you have any cash on hand or money in savings or checking accounts? ☒ Yes ☐ No IF YES, total amount: \$4,000

PROPERTY

Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? ☒ Yes ☐ No

IF YES, give value and description for each

VALUE	DESCRIPTION
<u>50% of</u>	<u>House at 36 Lake Drive, Na Brunswick NJ 08902</u>
<u>15,000</u>	<u>2006 Lexus</u>
<u>6,000</u>	<u>2009 NIS 30</u>

OBLIGATIONS & DEBTS

DEPENDENTS

MARITAL STATUS

☒ Single ☐ Married ☐ Widowed ☐ Separated or Divorced

Total No. of Dependents: 1

List persons you actually support and your relationship to them: husband

DEBTS & MONTHLY BILLS	DESCRIPTION	TOTAL DEBT	MONTHLY PAYMENT
<u>2006 Lexus</u>		<u>5000</u>	<u>197.86</u>
<u>2009 NIS</u>		<u>4000</u>	<u>147.10</u>
<u>Bank of America</u>	<u>Household / med</u>		<u>500</u>
<u>INSURANCE</u>			<u>1100</u>

I certify under penalty of perjury that the foregoing is true and correct.

Larisa Cherwin 01-14-13
 SIGNATURE OF DEFENDANT (OR PERSON REPRESENTED) Date

JUDIT DUBOVAN
 Notary Public, State of New York
 No. 01DU0263401
 Qualified in Queens County
 Commission Expires June 11, 2016

Subscribed and sworn to before me on 14 January, 2013
 Notary Public Judit Dubovan

Rider

Provide any documents in your possession, custody, and/or control regarding any of the events described in the attached email dated October 11, 2012. This request includes but is not limited to police reports, medical records, reports made to state agencies.

Case: U.S. v. Vadim Chervin
Index No.: 10 Cr. 918 (RPP)

MEMO ENDORSEMENT READS AS FOLLOWS:

Application denied.

I don't think Larisa Chervin qualifies for CJA counsel for this very limited purpose.

So Ordered.

Robert P. Patterson, Jr., U.S.D.J., 1/15/13